

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2009-051597

04/26/2011

HONORABLE MICHAEL D. GORDON

CLERK OF THE COURT
M. MINKOW
Deputy

001100601300
IN RE THE MATTER OF
AMY CHRISTINE LAWLOR

AMY CHRISTINE LAWLOR
17452 N 55TH AVE
GLENDALE AZ 85308

AND

WADE MELTON ANDERSON

WADE MELTON ANDERSON
2824 AZURE
IDAHO FALLS ID 83401

AG-CHILD SUPPORT-NORTH
CENTRAL OFFICE
CONCILIATION SERVICES-NE

**RESOLUTION MANAGEMENT CONFERENCE
RULE 69 AGREEMENT
PARENTING CONFERENCE ORDERED
EVIDENTIARY HEARING SET**

9:10 a.m. Courtroom 108. This is the time set for Resolution Management Conference
Re: Petitioner's Petition to Establish Child Custody and Parenting Time, filed October 22, 2010.
Petitioner/Mother is present on her own behalf. Respondent/Father is telephonically present on
his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Amy Lawlor and Wade Anderson are sworn.

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The parties agree that Petitioner/Mother shall remain the sole legal custodian and primary residential custodian of the minor child, Mason Lawlor, born December 19, 2007.

Petitioner and Respondent both testify that they have heard and understood the agreement as dictated in the record and that this is, in fact, their agreement.

The Court finds that the agreement entered into between the parties is fair, reasonable, and in the best interests of the parties' minor child[ren].

IT IS ORDERED approving the agreement of the parties as a binding agreement pursuant to Family Court Rule 69.

THE COURT NOTES that although Mother originally requested that Father have no parenting time with the minor child, she has changed her position and acknowledges that parenting time would be in the best interests of the minor child.

Accordingly, pursuant to agreement of the parties,

IT IS ORDERED the parties shall participate in a Parenting Conference regarding the creation of a parenting time plan for Father, who lives in Idaho. The parties will be advised by separate minute entry of the name and telephone number of the Parenting Conference Provider and other relevant information regarding the Parenting Conference. The parties shall comply with all instructions and directives issued by the Provider. Father may appear telephonically for the Parenting Conference.

LET THE RECORD REFLECT that the parties are advised of the \$300 per party fee for the Parenting Conference and of the \$100 no show fee.

IT IS ORDERED that immediately following this hearing Mother is directed to pay the \$300 per party fee at the Clerk of the Court filing counter, and, because Father is appearing telephonically at today's hearing, he shall pay the \$300.00 Parenting Conference fee to the Clerk of Court prior to the date for the Parenting Conference.

PLEASE BE ADVISED

If you fail to appear at the parenting conference as ordered, you may be required to pay a \$100 no show fee. If you cannot attend, you must request and be granted permission from the judge in your case to reschedule the conference at least three full court days before the conference. If an agreement is reached prior to your appointment date, you must submit a request to the judge to vacate the conference and waive the fee in order to avoid fee collection.

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THE COURT ADVISES that because this is a IV-D case, when the parenting time issues are resolved by this Court, the issue of child support will be referred to the IV-D Court for any modification that is necessary based on any change in parenting time that is ordered or agreed upon.

IT IS ORDERED setting Evidentiary Hearing Re: Re: Petitioner's Petition to Establish Child Custody and Parenting Time, filed October 22, 2010, on **August 10, 2011, at 10:00 a.m., for 2 hours**, in this Division at Northeast Regional Court Center, 18380 North 40th Street, Courtroom 108, Phoenix, Arizona 85032.

IT IS FURTHER ORDERED that the parties shall have a duty to consult before filing any procedural motions (e.g., a Motion to Continue a court date) and advise the Court of the opposing party's position. Movant shall aver that he/she has done so before filing any procedural motions.

Pursuant to Rule 77(C)(5), Arizona Rules of Family Law Procedure, each party will be allowed 1/2 of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the hearing in the allotted time, and the time will not be extended absent a motion granted by the Court and filed at least thirty (30) days prior to the hearing setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

IT IS ORDERED that each party shall file a Pre-hearing Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than 5 days prior to the hearing.

IT IS FURTHER ORDERED that the Pre-hearing Statement shall include: (1) Issues each party believes needs to be resolved and each party's position regarding the resolution of same; (2) A list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness; and (3) A list of all exhibits each party intends to introduce at the hearing. Also, if child support is an issue that will be addressed at the hearing, the Pre-hearing Statement shall include the following attachments: (1) A current Affidavit of Financial Circumstances; and (2) A current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.

IT IS FURTHER ORDERED that ten (10) days prior to the hearing, the parties shall exchange their Pre-hearing Statements and exchange their copies of exhibits.

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IT IS FURTHER ORDERED that any extant motion not ruled on within 45 days of its filing shall be immediately brought to the Court's attention to avoid limbo and/or oversight.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of hearing, or to timely present the Pre-hearing Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 70(D), Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(b), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS FURTHER ORDERED that the parties shall deliver their exhibits to be marked to the Clerk of this Division no later than five (5) Court business days prior to the hearing. Duplicate exhibits shall not be presented. The parties shall also provide the Court and the adverse party with a separate copy of all exhibits. Exhibits submitted to the Clerk shall be separated one from the next with a numbered, colored sheet of paper or a tabbed-number sheet. If an exhibit is more than one page, all pages shall be bound. A numbered exhibit list with a brief description of each exhibit shall also be submitted. All exhibits presented shall have been exchanged between the parties.

IT IS FURTHER ORDERED that the parties shall indicate in the Pre-hearing Statement which exhibits they have agreed will be admissible at hearing as well as any specific objections that will be made to any exhibit if offered at hearing which is not agreed to be admitted. Reserving all objections to the time of hearing will not be permitted. At the time of hearing all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Pre-hearing Statement shall be summarily admitted.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, Arizona Rules of Family Law Procedure.

IT IS FURTHER ORDERED with regard to discovery and disclosure requirements:

1. Both parties shall exchange updated disclosure statements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits thirty (30) days before the Evidentiary Hearing.
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed fifteen (15) days before the Evidentiary Hearing.
3. Counsel and both parties shall personally meet, face to face, at least 20 days prior to the hearing to conduct settlement discussions, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.

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4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution/company or business/medical or health care provider/employer possessing any relevant information.

NOTICE: A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by Conciliation Services or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.

9:31 a.m. Matter concludes.

ISSUED: Acknowledgment and Notice of Parenting Conference (2)

IT IS ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/s/ Michael D. Gordon

MICHAEL D. GORDON
JUDGE OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.